IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 10932 of 2004

Between:

V. Ramakrishna Rao S/o. Koteswara Rao
(S.g.Teacher), Ponnalur Mandal, Prakasam District.

..... PETITIONER

AND

1 The District Collector & Chairman Zilla Saksharatha Samithi, Ongole,

Prakasam Dist.
2 The M.P.D.O. (Mandal Parsishad Development Officer) Ponnalur Mandal,

Prakasam District.

3 The Dy. Director, Convenor, Zilla Saksharatha Samithi, Ongole, Prakasam

District.
4 Sri T.V. Subrahmanyam (S.G.T.), Mangapathivari Palem, Ponnalur Mandal, Prakasam

Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the action of the Respondents in replacing the Petitioner by Un. Official Respondent No.4 vide Impugned Proceedings Rc.No.Spl/ZSS/2001, dt. 1.8.2003 of the 1st respondent passed without notice, jurisdiction and without following the guidelines issued in G.O.Ms.No.291, dt. 19.12.1996 as arbitrary, illegal and without jurisdiction and contrary to the G.O.Ms.No.291 Edn., dt. 19.12.1996 and set-aside the impugned Proceedings Rc.No. Spl. /ZSS/2001, dt. 1-8-2003 by set-asiding the Final Orders in

O.A.No. 5579/2003, dt. 21.4.2004 of the Hon'ble A.P.A.T.

Counsel for the Petitioner: MR.P.VENKAT RAO

Counsel for the Respondent NOS.1 TO 3: GP FOR EDUCATION

Counsel for the Respondent No.4: None appeared

The Court made the following :

HONOURABLE SRI JUSTICE J.CHELAMESWAR

AND

HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 10932 of 2004

ORDER: (Per Sri G.R.,J)

Vide proceedings Rc.No.Spl/ZSS/2001, dated 08-11-2001 of the District Collector and Chairman, Zilla Saksharatha Samithi, Ongole, the petitioner, a Secondary Grade Teacher in Lingamgutta Primary School, was deputed to function as a Mandal Literacy Organizer. By another proceedings dated 01-08-2003 of the same authority, he was repatriated to his substantive post as a Secondary Grade Teacher on the ground that his services as a Mandal Literacy Organizer were found unsatisfactory. Assailing the same, the petitioner filed O.A.No.5579 of 2003. By the order dated 21-04-2004, the said O.A. was rejected by the AP Administrative Tribunal on the ground that no notice, as claimed by the petitioner, was required to be given to him for terminating his

deputation and repatriating him to substantive post. Alleging the self same grounds as found disfavor with the AP Administrative Tribunal, the writ petition is filed.

We see no error in the application of law or of discretion by the Administrative Tribunal, warranting interference. The writ petition is without merit and is accordingly dismissed. No costs.

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(J.CHELAMESWAR, J)

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21st July, 2004 (GODA RAGHURAM,J)

Kvr/Mrk

To

1 The District Collector & Chairman Zilla Saksharatha Samithi, Ongole,

Prakasam Dist.

2 The M.P.D.O. (Mandal Parsishad Development Officer) Ponnalur Mandal,

Prakasam District.

3 The Dy. Director, Convenor, Zilla Saksharatha Samithi, Ongole, Prakasam District.

4 Two C.Cs to the GP for Education, AP High Court Buildings, High Court of AP, Hyderabad (O.U.T.)

5 Two C.D.Copies.